

Commonwealth of Massachusetts

SUFFOLK SUPERIOR COURT

Case Summary

Criminal Docket

10:31 AM

SUCR1993-10469**Commonwealth v Santiago, Luis A.**

File Date	04/01/1993	Status	actv	Active
Status Date	04/11/2001	Session	CM	Magistrate Ctrm 14-9th Fl.
		Origin	I	Indictment
Lead Case	Jury Trial			Public View Yes

Trial Deadline	04/06/1994	Deadline Status	Deadline active since return	Status Date	04/08/1993
Custody Status	Norfolk House of Correc	Start Date			
Weapon		Substance	Class A	Prior Record	Unknown
Arraignment	04/06/1993	PTC Deadline		Pro Se Defendant	No

OFFENSES

Num	Offense	Code	Status	Status Date
1	03/24/1993	094C:032:a	Plea of not guilty	04/06/1993
	Class A subsntc, distrib/manufac			
2	03/24/1993	094C:032A:a	Plea of not guilty	04/06/1993
	Class B substnc, distrib/manufac			
3	03/24/1993	094C:040	Plea of not guilty	04/06/1993
	Controlled substnc, conspiracy			

PARTIES

Defendant Luis A. Santiago DOB: 03/11/1958 Gender: Male Active 04/02/1993	Private Counsel 549248 Samuel B Goldberg 99 Summer Street Suite 1130 Boston, MA 02110 Phone: 617-946-5666 Fax: 617-439-5556 Withdrawn 01/18/2001
	Private Counsel 545186 Arthur L Kelly 580 Washington Street Suite 2B Newton, MA 02458 Phone: 617-969-6724 Fax: 617-969-6321 Withdrawn 04/11/2001
	Private Counsel 346220 John H Miller Jr 1874 Centre Street West Roxbury, MA 02132 Phone: 617-327-9800 Active 04/11/2001 Notify

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Plaintiff Commonwealth Gender: Unknown Active 04/02/1993	District Atty's Office 563962 Mark A Hallal Suffolk County District Atty's Office 1 Bulfinch Place 3rd floor Boston, MA 02114 Phone: 617-619-4000 Fax: 617-619-4009 Active 07/09/2001 Notify
Police officer Keeper of the Records Boston Police Department 1 Shroeder Place Boston, MA 02120 Gender: Unknown Active 02/21/2001	
Probation officer Keeper of the Records Commissioner of Probation 1 Ashburton Pl 4th Floor Boston, MA 02108 Gender: Unknown Active 02/21/2001 Notify	
Alias deft name Manuel Rosa Gender: Unknown Inactive 03/14/2001	
Alias deft name Elias Porfirio/ D.O.B 7/19/1977 Inmate #21484 Gender: Unknown Active 07/23/2001	

ENTRIES

Date	Paper	Text
04/01/1993	1.0	Indictment returned
04/01/1993	2.0	Motion by Commonwealth for arrest warrant to issue; filed & allowed Dortch, J.
04/02/1993		Warrant on indictment issued (Michael F. Gaffney, Jr. ADA Ext:8707)
04/06/1993		Brought into Court on warrant.
04/06/1993		Interpreter present.

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Date	Paper	Text
04/06/1993		Appointment of Counsel Goldberg
04/06/1993		Deft arraigned before Court
04/06/1993		Deft waives reading of indictment
04/06/1993		RE offense 1: Plea of not guilty
04/06/1993		RE offense 2: Plea of not guilty
04/06/1993		RE offense 3: Plea of not guilty
04/06/1993		Bail satisfied: \$100 cash. Bail transfer from Dorchester District Court #9307CR1841.
04/06/1993		Deft notified of right to request drug exam. R. Hannaway, AC/M - M. Gaffney, ADA - E.R.D. - S. Goldberg, attorney
05/05/1993		Interpreter present.
05/05/1993	3.0	Pre-trial conference report filed. Court allows until June 14, 1993 to file motions. G. Wilson, AC/M - M. Gaffney, ADA - E.R.D. - S. Goldberg, attorney
05/13/1993	4.0	Deft files motion for expenses: Investigation-
05/13/1993	5.0	Deft files affidavit in support of motion for expenses: Investigation.
05/13/1993	6.0	Deft files motion for expenses: Interpreter-
05/13/1993	7.0	Deft files affidavit in support of motion for expenses: Interpreter.
05/13/1993		Not in Court.
05/13/1993		Motion (P#4) allowed up to \$750.00
05/13/1993		Motion (P#6) allowed up to 5 hours. Wilson, AC/M - R. Powers, ADA - E.R.D. - S. Goldberg, Attorney.
06/14/1993	8.0	Deft files omnibus motion for discovery and other appropriate relief.
06/21/1993		Motions to be filed by July 7, 1993. G. Wilson, AC/M - M. Gaffney, ADA - E.R.D. - S. Goldberg, attorney
08/12/1993		Defendant not in Court
08/12/1993		Deft defaulted; warrant to issue
08/16/1993		Warrant issued (Det. A. O'Connell-DCU)
08/17/1993		Filed to locate pending apprehension
08/17/1993		Cash bail ordered forfeited on 9/3/93. Wilson, AC/M - E.R.D.
09/03/1993		Court orders cash bail forfeited. Wilson, AC/M - R. Powers, ADA - E.R.D. - S. Goldberg, Attorney.
09/28/1993		Cash bail forfeited see check no. 1881.
03/11/1997		Brought into Court on special writ from Dorchester District Court. After hearing, court determines individual brought before the Court may not be the defendant. Court orders individual discharged forthwith.
03/11/1997		Continued until 3/19/97 by order of the Court re: identity. Wilson, AC/M - R. Powers, ADA - N. King, Court Reporter - J. Tardif, Attorney.
03/24/1997		Court determines that individual before the Court is not the individual named in the indictment.
03/24/1997		Default warrant to issue with additional information to be added. (Please note that there have been previous identification problems involving this case. The individual subject of the indictment has

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Date	Paper	Text
		used andother person's identifying data. Therefore, please exercise caution when effecting an arrest. Refer to the following. CC no. 31208693 Photo no. 412066. Wilson, AC/M - R. Powers - ADA - D. Roseboom, Court Reporter.
03/24/1997		Filed to locate pending apprehension.
01/18/2001		Brought into court on warrant, after hearing court determines individual brought before court is not the named defendant in this indictment.
01/18/2001		Default removed; warrant recalled
01/18/2001		Appointment of Counsel Arthur L Kelly to represent individual arrested in error, not the subject of this indictment.
01/18/2001		Deft discharged by order of the court forthwith. Wilson, AC/M - C. Bartoloni, ADA - D. Cercone, Court Reporter - A. Kelly, Attorney.
01/18/2001		Warrant canceled on the Warrant Management System January 18, 2001
02/14/2001	9.0	Deft files motion for expungement of BPD records and Mass Board of Probation records.
02/21/2001		Comes into Court. Motion (P#9) allowed after hearing as endorsed - Indictment amended to read Comm vs John Doe aka Manuel Rosa.
02/21/2001	10.0	Order re: Commissioner of Probation issued. Ball, J. (notice sent 2/21/01)
02/21/2001	11.0	Order re: Boston Police Department issued. Ball, J. (notice sent 2/21/01)
03/13/2001		Defendant not in Court.
03/13/2001		Commonwealth files motion to amend indictment.
03/13/2001		Motion (P#12) allowed (Gary D. Wilson). The Court orders the the indictment reflect the true name of Luis A. Santiago. The Court further orders that any reference to the name Manuel Rosa be stricken from the indictment, case fuile, case cover and that probation records indicate the name of Luis A. Santiago. Court orders that the warrant be returned to the WMS under the name of Luis A. Santiago.
03/13/2001		Filed to locate pending apprehension
04/09/2001		Warrant canceled on the Warrant Management System 3/26/01
04/11/2001		Brought into court. Spanish interpreter present.
04/11/2001		Default removed; warrant recalled
04/11/2001		Brought forward from filed to locate
04/11/2001		Appointment of Counsel John H Miller Jr
04/11/2001		Bail set: \$500,000.00 Surety or \$50,000.00 cash without prejudice.
		Bail warning read. Mittimus issued. Walsh, AC/M - C. Bartoloni, ADA - R. Romanow, Court Reporter - J. Miller, Attorney.
04/11/2001		Warrant canceled on the Warrant Management System April 11, 2001
09/26/2001	12.0	Defendant not in Court. Pre-trial conference report filed. Wilson, ACM - J. Hickman, ADA - D. Cullinan, Court Reporter - J. Miller, Attorney.

EVENTS

Date	Session	Event	Result
04/26/1993	Crim 1 Ctrm 21- 15th Fl.	Conference: Pre-Trial	Trial continues over multiple days

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05/05/1993	Crim 1 Ctrm 21- 15th Fl.	Conference: Pre-Trial Continuance by agreement.	Event held as scheduled
05/13/1993	Crim 1 Ctrm 21- 15th Fl.	Conference: Status Review Defendant excused.	Defendant did not appear/default
06/21/1993	Crim 1 Ctrm 21- 15th Fl.	Hearing: Motion Continuance by agreement.	Trial continues over multiple days
07/14/1993	Crim 1 Ctrm 21- 15th Fl.	Hearing: Motion Continuance at request of defendant, also scheduled re: trial date.	Trial continues over multiple days
08/12/1993	Crim 1 Ctrm 21- 15th Fl.	Hearing: Motion Continuance by agreement.	Trial continues over multiple days
08/17/1993	Crim 1 Ctrm 21- 15th Fl.	Hearing: Misc Matters	Defendant did not appear/default
02/21/2001	Crim 1 Ctrm 21- 15th Fl.	Conference: Status Review Continuance by agreement re: identity	Event canceled not re-scheduled for another date
02/21/2001	Magistrate Ctrm 14-9th Fl.	Conference: Status Review Continuance by agreement re: identity	Event held as scheduled
04/11/2001	Magistrate Ctrm 14-9th Fl.	Hearing: Misc Matters Continuance by order of the court re: removal of default and hearing re: bail. Habe issued.	Event held as scheduled
05/02/2001	Magistrate Ctrm 14-9th Fl.	Conference: Status Review Continuance by agreement	Event held as scheduled
06/06/2001	Magistrate Ctrm 14-9th Fl.	Conference: Status Review Continuance by agreement re: viability	Event held as scheduled
06/21/2001	Magistrate Ctrm 14-9th Fl.	Hearing: Appt Counsel Continuance by agreement re: Commonwealth's counsel	Event held as scheduled
07/09/2001	Magistrate Ctrm 14-9th Fl.	Conference: Status Review Continuance by agreement	Event held as scheduled
07/23/2001	Magistrate Ctrm 14-9th Fl.	Conference: Status Review Continuance by agreement	Event held as scheduled
08/30/2001	Magistrate Ctrm 14-9th Fl.	Conference: Status Review Continuance by agreement	Event held as scheduled
09/10/2001	Magistrate Ctrm 14-9th Fl.	Conference: Pre-Trial Continuance by agreement	Event not held—scheduled for another date
09/26/2001	Magistrate Ctrm 14-9th Fl.	Conference: Pre-Trial Continuance by agreement	Event held as scheduled
10/31/2001	Magistrate Ctrm 14-9th Fl.	Hearing: Non-eviden-Discovery Motions to be filed by 10/24/01.	